IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

CIVIL REVISION APPLICATION No 1057 of 1999

For Approval and Signature:

Hon'ble MR.JUSTICE M.C.PATEL

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the Civil Judge? : NO

CHITRA PRAGNESH SACHANIYA

Versus

PRAGNESH KESHAVLAL SACHANIYA

Appearance:

MR PN BAVISHI for Petitioner

MR PT PATEL for Respondent

MR BN PATEL for Respondent

CORAM : MR.JUSTICE M.C.PATEL

Date of decision: 27/09/2001

ORAL JUDGEMENT

The petitioner wife has filed a petition under Section 13(1)(a) of the Hindu Marriage Act against the respondent. In the said proceedings, an order for interim maintenance under Section 24 of the Act was made

in her favour. The petitioner made an application to strike off the defence of the opponent on the ground that he had failed to comply with the said order. The Trial Court has rejected the same. The Trial Court has rightly observed that the order of interim maintenance can be executed by taking appropriate proceedings. In the circumstances, there is no reason to interfere with the impugned order, in exercise of revisional jurisdiction under Section 115 of the Civil Procedure Code. The revision application is, therefore, dismissed. Rule discharged. Interim relief stands vacated.

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